

UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE SECOND SESSION OF THE
NINETY-FIFTH CONGRESS
OF THE UNITED STATES OF AMERICA

1978

AND

PROCLAMATIONS

VOLUME 92

IN THREE PARTS

PART 1

PUBLIC LAWS 95-224 THROUGH 95-472



UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON 1980

Public Law 95-465
95th Congress

An Act

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979, and for other purposes

Oct 17, 1978
[H.R. 12932]

to include fish in Lake
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Representatives of the
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6 U.S.C. 757a-f), is
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Department of
the Interior and
related agencies
Appropriations,
fiscal year 1979

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 1979, and for other purposes, namely:

TITLE I—DEPARTMENT OF THE INTERIOR LAND AND
WATER RESOURCES

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management. \$286,853,000.

ACQUISITION, CONSTRUCTION, AND MAINTENANCE

For acquisition of lands and interests therein, and construction and maintenance of buildings, recreation facilities, roads, trails, and appurtenant facilities. \$19,011,000, to remain available until expended.

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976 (31 U.S.C. 1601), \$105,000,000, of which not to exceed \$200,000 shall be available for administrative expenses. *Provided*, That this appropriation may be used to correct underpayments in the previous fiscal year to achieve equity among all qualified recipients.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein including existing connecting roads on or adjacent to such grant lands; an amount equivalent to 25 per centum of the aggregate of all receipts during the current fiscal year from the revested Oregon and California Railroad grant lands, to remain available until expended. *Provided*

Transfer of funds

(Comm on Merchant Marine
and Public Works)

passage vacated and S 415,

development of mineral resources and the prevention of waste in the mining, minerals, metal and mineral reclamation industries; to inquire into the economic conditions affecting those industries; to promote health and safety in mines and the mineral industry through research; and for other related purposes as authorized by law, \$147,007,000, of which \$123,282,000 shall remain available until expended

HELIUM FUND

Contract
authority
recession
75 Stat 246

Contract authority for "Development and Operation of Helium Properties" provided by Public Law 87-122 for the fiscal year 1979 is rescinded in the amount of \$47,500,000

ADMINISTRATIVE PROVISION

The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private. *Provided*, That the Bureau of Mines is authorized during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated by the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

REGULATION AND TECHNOLOGY

30 USC 1201
note

For necessary expenses to carry out the provisions of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, \$53,944,000.

ABANDONED MINE RECLAMATION FUND

30 USC 1231

For necessary expenses to carry out the provisions of Title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, to remain available until expended, \$61,451,000, to be derived from receipts of the Abandoned Mine Reclamation Fund.

ADMINISTRATIVE PROVISION

Appropriations for the Office of Surface Mining Reclamation and Enforcement shall be available for the purchase of not to exceed 10 passenger motor vehicles

INDIAN AFFAIRS

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment (in advance or from date of admission), of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools, grants and other assistance to needy Indians, maintenance of law and order, and payment of rewards for information or evidence concerning violations of law on Indian reservation lands, or treaty fishing rights tribal use areas, management, development, improvement, and protection of resources

and appurtenant Indian Affairs, including charges: acquisition and business enterprise and museums; development by law; and for the Affairs, including not to exceed \$60,500,000 in advance to public schools available for obligation made available to authorized by the 1975 (8) until September 30 does not extend to public Affairs; and included of section 19(a) of until expended. *Provided*, That not to be expended as major 103(a)(1)(B)(iii) amended by the Act

For construction, power systems, buildings and interests architectural and engineering remain available until expended. Project may be transferred further. That not to Tulalip Indian Tribe Sound.

For construction, contained in 23 U.S.C. 401 available until expended

For transfer to the fiscal year 1979, to Natives and Native on aboriginal land (Public Law 95-600) of meeting its obligation Alaska Native Claims Settlement that \$500,000,000 all revenues paid into other than those specified in any other provision of Alaska to the fund the Alaska Native Claims Settlement \$500,000,000 to be distributed in sections.

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and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges; acquisition of water rights; advances for Indian industrial and business enterprises; operation of Indian arts and crafts shops and museums; development of Indian arts and crafts, as authorized by law; and for the general administration of the Bureau of Indian Affairs, including such expenses in field offices, \$774,752,000, of which not to exceed \$60,581,000 for higher education scholarships and assistance to public schools under the Act of April 16, 1934 shall remain available for obligation until September 30, 1980, and that the funds made available to tribes and tribal organizations through contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450) shall remain available until September 30, 1980. *Provided*, That this carryover authority does not extend to programs directly operated by the Bureau of Indian Affairs; and includes expenses necessary to carry out the provisions of section 19(a) of Public Law 93-531, \$5,028,000, to remain available until expended: *Provided further*, That none of these funds shall be expended as matching funds for programs funded under section 103(a)(1)(B)(iii) of the Vocational Education Act of 1963 as amended by the Act of June 3, 1977 (Public Law 95-40).

48 Stat. 596
25 USC 452

Contracts.

25 USC
640d-18

20 USC 2303

CONSTRUCTION

For construction, major repair and improvement of irrigation and power systems, buildings, utilities, and other facilities; acquisition of lands and interests in land; preparation of lands for farming; and architectural and engineering services by contract, \$126,554,000, to remain available until expended: *Provided*, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation. *Provided further*, That not to exceed \$5,500,000 shall be available to assist the Tulalip Indian Tribes for construction of a fish hatchery on Puget Sound.

Transfer of funds

ROAD CONSTRUCTION

For construction of roads and bridges pursuant to authority contained in 23 U.S.C. 203, and 25 U.S.C. 13, 318a, \$79,253,000, to remain available until expended

ALASKA NATIVE FUND

For transfer to the Alaska Native Fund, in the fourth quarter of fiscal year 1979, to provide for settlement of certain land claims by Natives and Native groups of Alaska, and for other purposes, based on aboriginal land claims, as authorized by the Act of December 18, 1971 (Public Law 92-203), \$30,000,000: *Provided*, That for purposes of meeting its obligation under section 6(a)(3) and section 9 of the Alaska Native Claims Settlement Act in connection with the requirement that \$500,000,000 be paid into the Alaska Native Fund any and all revenues paid into such fund by the State of Alaska from sources other than those specified in section 9 of such Act shall, notwithstanding any other provision of law, be construed as payments by the State of Alaska to the fund within the meaning of sections 6(a)(3) and 9 of the Alaska Native Claims Settlement Act and credited toward the \$500,000,000 to be deposited in the Alaska Native Fund under such sections.

85 Stat 688
43 USC 1601
note
43 USC 1605,
1608

TRIBAL TRUST FUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed \$3,000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees, care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission), purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased; lease of lands and water rights, compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts; pay, travel, and other expenses of tribal officers, councils, and committees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government, relief of Indians, without regard to section 7 of the Act of May 27, 1930 (46 Stat. 391) including cash grants. *Provided*, That in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary.

18 USC 4124 and
note

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans) shall be available for expenses of exhibits, purchase of not to exceed 301 passenger carrying motor vehicles of which 155 shall be for replacement only, which may be used for the transportation of Indians, advance payments for services (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (25 U.S.C. 452), the Act of August 3, 1956 (25 U.S.C. 309), and legislation terminating Federal supervision over certain Indian tribes, and expenses required by continuing or permanent treaty provisions.

TERRITORIAL AFFAIRS

OFFICE OF TERRITORIAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For expenses necessary for the administration of Territories under the jurisdiction of the Department of the Interior, \$52,023,000, of which (1) not to exceed \$48,302,000 shall be available for compensation and expenses of the judiciary in American Samoa, as authorized by law (48 U.S.C. 1661(c)); grants to American Samoa, in addition to current local revenues, for support of governmental functions, grants to Guam, as authorized by law (48 U.S.C. 1428-1428e; Public Law 95-134, 91 Stat. 1161, 1162, 1163); direct grants to the Government of the Northern Mariana Islands as authorized by law (Public Law 94-241, 90 Stat. 272), to remain available until expended, of which \$8,868,000 shall be available only upon enactment of authorizing legislation, and (2) not to exceed \$3,721,000 shall be available for expenses of the offices of the Government Comptroller for the Virgin Islands, the Government Comptroller for Guam, Trust Territory of

48 USC 1681
note

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For expenses i administration of to the Trusteeship 1947 (61 Stat. 397 amended (91 Stat missioner of the T and expenses of t Islands; grants t in addition to functions, \$114.6 which \$6,000,000 sl legislation; *Prova* Territory, includu ities established or by the General Ac the Budget and A the Accounting a further. That the Islands is authori Administration; t the administration expended for the surface vessels for purposes found by provisions of artic Congress.

MICRONESIAN CLAIMS

For payment t claims of Microne Islands as may be pursuant to the pr 1971 (85 Stat. 96)